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To: Examiner John Sipos  
Art Unit 3721

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Fax No.: 703.872.9306

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Company: U.S. Patent and Trademark Office

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From: Kevin D. Erickson  
Reg. No. 38,736

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Re: U.S. Ser. No. 10/614,477

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Date: 06 June 2005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kevin MOORE

Serial No.: 10/614,477

Filed: 07 July 2003

Title: MACHINE FOR PACKAGING CONTAINERS

)  
) Group: 3721  
)  
) Examiner:  
) J. Sipos  
)  
)

## TERMINAL DISCLAIMER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The undersigned represents that the Petitioner, Illinois Tool Works Inc., a corporation organized and existing under and by virtue of the laws of the State of Delaware, having its principal office and place of business at 3600 West Lake Avenue, Glenview, Illinois 60025-5811 represents that it is the owner of the entire right, title and interest in and to U.S. Patent No. 6,588,173, issuing 08 July 2003, entitled MACHINE FOR PACKAGING CONTAINERS, by assignment.

The chain of title for U.S. Patent No. 6,588,173 is from the inventors to Illinois Tool Works Inc., recorded at Reel 012947, Frame 0484 in the United States Patent and Trademark Office, on 04 June 2002.

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

KEVIN D. ERICKSON  
Type or print name of person signing certification  
KE D ERICKSON 06 JUNE 2005  
Signature Date

ITW-14218.70

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P600/10

Serial No.: 10/614,477

The Petitioner, Illinois Tool Works Inc., hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration of U.S. Patent 6,588,173, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent 6,588,173, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, the Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Serial No.: 10/614,477

I, the undersigned, have reviewed all the documents in the chain of title of the above-identified application and to the best of my knowledge and belief, title is in the petitioner, Illinois Tool Works Inc.

The Commissioner is hereby authorized to charge the fee for the Terminal Disclaimer to Deposit Account No. 19-3550.

Respectfully submitted,



Kevin D. Erickson  
Attorney for Applicant/Petitioner  
Reg. No. 38,736

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